

Message Text

UNCLASSIFIED

PAGE 01 STATE 206247

44

ORIGIN SS-15

INFO OCT-01 SIG-02 AF-08 ARA-10 EA-09 EUR-12 NEA-10

CIAE-00 DODE-00 PM-04 H-02 INR-07 L-03 NSAE-00 NSC-05

PA-02 PRS-01 SP-02 USIA-15 ISO-00 EB-07 NRC-07

TRSE-00 ERDA-07 COME-00 OMB-01 AID-05 IGA-02 JUSE-00

/137 R

DRAFTED BY T-TCROCKER:DD

APPROVED BY T-CEMAW

L/PM - MR. MICHEL

S/S - MR. ORTIZ

----- 051421

R 191537Z AUG 76

FM SECSTATE WASHDC

TO ALL DIPLOMATIC AND CONSULAR POSTS

UNCLAS STATE 206247

INFORM CONSULS

E.O. 11652: N/A

TAGS:MASS, EGEN

SUBJECT:PROPOSED AGENTS FEE REGULATIONS

1. PROPOSED AGENTS FEE REGULATIONS PUBLISHED BY DEPARTMENT
IN FEDERAL REGISTER AUGUST 9, 1976. COPIES HAVE BEEN AIR
POUCHED TO ALL POSTS.

2. RECENTLY ENACTED INTERNATIONAL SECURITY ASSISTANCE AND
ARMS EXPORT CONTROL ACT REQUIRES SECSTATE TO AMEND INTER-
NATIONAL TRAFFIC IN ARMS REGULATIONS (ITAR) TO PROVIDE FOR
REPORTING ON POLITICAL CONTRIBUTIONS, GIFTS, AND FEES OR
COMMISSIONS PAID OR OFFERED IN CONNECTION WITH COMMERCIAL OR
UNCLASSIFIED

UNCLASSIFIED

PAGE 02 STATE 206247

GOVERNMENTAL SALES OF DEFENSE ARTICLES OR SERVICES.

3. PROPOSED REGULATIONS DIVIDE PAYMENTS TO BE REPORTED INTO TWO MAIN CATEGORIES: (A) POLITICAL CONTRIBUTIONS; (B) FEES OR COMMISSIONS. POLITICAL CONTRIBUTIONS INCLUDE PAYMENTS TO ANY FOREIGN PUBLIC EMPLOYEES, OFFICIALS, CANDIDATES, POLITICAL PARTIES OR FACTIONS TO SOLICIT, PROMOTE OR OTHERWISE SECURE CONCLUSION OF SALE.

4. FEES OR COMMISSIONS INCLUDE PAYMENTS, GIFTS OR OFFERS OF \$500 OR MORE MADE TO SOLICIT, PROMOTE OR OTHERWISE SECURE CONCLUSION OF SALE. THEY INCLUDE PAYMENTS TO SALES REPRESENTATIVES WHO ARE FORMALLY OR INFORMALLY HIRED. HOWEVER, TERM DOES NOT INCLUDE PAYMENTS SOLELY FOR PURCHASE OF SPECIFIC GOODS OR TECHNICAL, OPERATIONAL OR ADVISORY SERVICES NOT MADE IN ORDER TO SOLICIT OR PROMOTE SALE AND WHICH ARE NOT DISPROPORTIONATE IN AMOUNT WITH VALUE OF GOODS OR SERVICES FURNISHED.

5. DETAILED REPORTING BY U.S. FIRMS REQUIRED FOR POLITICAL CONTRIBUTIONS AGGREGATING \$5000 OR MORE OR FEES OR COMMISSIONS AGGREGATING \$100,000 OR MORE. U.S. FIRMS MUST OBTAIN INFORMATION ON PAYMENTS FROM VENDORS IN CHAIN OF MANUFACTURE. VENDOR DEFINED TO MEAN MANUFACTURER, SUB-CONTRACTOR OR OTHER PERSON FROM OR THROUGH WHOM U.S. FIRM OBTAINED DEFENSE ARTICLES OR SERVICES VALUED AT \$100,000 OR MORE.

6. FURTHER, POLITICAL CONTRIBUTIONS BY FOREIGN REPRESENTATIVE OF U.S. FIRM WHICH IS PARTY TO SALES TRANSACTION ARE TREATED AS POLITICAL CONTRIBUTIONS BY THAT PARTY, AND BURDEN IS UPON PARTY TO OBTAIN INFORMATION ON SUCH POLITICAL CONTRIBUTIONS FROM ITS FOREIGN REPRESENTATIVE.

7. REPORTING ENTITY OR VENDOR CAN DESIGNATE INFORMATION AS CONFIDENTIAL, AND NO PERSON MAY PUBLISH OR DIVULGE ANY INFORMATION SO DESIGNATED TO ANY EXTENT NOT AUTHORIZED BY LAW. HOWEVER, ALL INFORMATION REPORTED AND RECORDS MAINTAINED ARE TO BE AVAILABLE FOR UTILIZATION BY STANDING COMMITTEES OR SUBCOMMITTEES OF CONGRESS, AS WELL AS BY USG AGENCIES IN ACCORDANCE WITH SECTION 39(D) OF ARMS EXPORT UNCLASSIFIED

UNCLASSIFIED

PAGE 03 STATE 206247

CONTROL ACT. ALL REPORTS AND RECORDS IDENTIFIED AS CONFIDENTIAL ARE PROTECTED AGAINST DISCLOSURE TO EXTENT PROVIDED BY 18 USC 1905.

8. INTERESTED MEMBERS OF PUBLIC HAVE BEEN INVITED TO SUBMIT COMMENTS UNTIL SEPTEMBER 9, 1976. COMMENTS WILL BE CONSIDERED BEFORE FINAL ADOPTION OF PROPOSED REGULATIONS. REGULATIONS TO BECOME EFFECTIVE OCTOBER 1, 1976. ROBINSON

UNCLASSIFIED

NNN

Message Attributes

Automatic Decaptioning: X
Capture Date: 01 JAN 1994
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: POLICIES, FEES, MILITARY SALES
Control Number: n/a
Copy: SINGLE
Draft Date: 19 AUG 1976
Decaption Date: 01 JAN 1960
Decaption Note:
Disposition Action: n/a
Disposition Approved on Date:
Disposition Authority: n/a
Disposition Case Number: n/a
Disposition Comment:
Disposition Date: 01 JAN 1960
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1976STATE206247
Document Source: CORE
Document Unique ID: 00
Drafter: TCROCKER:DD
Enclosure: n/a
Executive Order: N/A
Errors: N/A
Film Number: D760318-0840
From: STATE
Handling Restrictions: n/a
Image Path:
ISecure: 1
Legacy Key: link1976/newtext/t19760837/aaaabgeo.tel
Line Count: 115
Locator: TEXT ON-LINE, ON MICROFILM
Office: ORIGIN SS
Original Classification: UNCLASSIFIED
Original Handling Restrictions: n/a
Original Previous Classification: n/a
Original Previous Handling Restrictions: n/a
Page Count: 3
Previous Channel Indicators: n/a
Previous Classification: n/a
Previous Handling Restrictions: n/a
Reference: n/a
Review Action: RELEASED, APPROVED
Review Authority: CunninFX
Review Comment: n/a
Review Content Flags:
Review Date: 21 APR 2004
Review Event:
Review Exemptions: n/a
Review History: RELEASED <21 APR 2004 by ReddocGW>; APPROVED <08 DEC 2004 by CunninFX>
Review Markings:

Margaret P. Grafeld
Declassified/Released
US Department of State
EO Systematic Review
04 MAY 2006

Review Media Identifier:
Review Referrals: n/a
Review Release Date: n/a
Review Release Event: n/a
Review Transfer Date:
Review Withdrawn Fields: n/a
Secure: OPEN
Status: NATIVE
Subject: PROPOSED AGENTS FEE REGULATIONS
TAGS: MASS, EGEN, XX, US
To: ALL POSTS
Type: TE
Markings: Margaret P. Grafeld Declassified/Released US Department of State EO Systematic Review 04 MAY 2006